

USSN: 09/879,257  
Yamamoto, S.

Docket No. 55986 (70281)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**APPLICANT:** S. Yamamoto

**U.S.S.N.:** 09/879,257

**Art Unit:** 1652

**FILED:** June 12, 2001

**Examiner:** Fronda, Christian L.

**FOR:** HYBRID ENZYME AND USE THEREOF

**Mail Stop: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

**AMENDMENT**

Sir:

Applicants are in receipt of the Office Action dated July 1, 2004 and request reconsideration of the above-identified application in view of the following amendments and remarks. Please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.

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2. Claims 48-51 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

The Examiner states, "The phrase "has a character that there is a material having binding ability" renders the claims vague and indefinite because the specific identity of the "material having binding ability" is not known and not stated in the specification.".

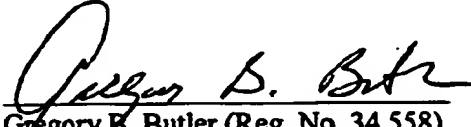
Claims 52-58, as they have been added and submitted, do not contain the phrase, "has character that there is a material having binding ability", thereby obviating the basis for rejection.

In summary, reconsideration of this application and the allowance of Claims 52-58 of this application as hereinabove added in response to this communication are respectfully requested for the reasons stated above.

Finally, Applicants believe that additional fees are not required in connection with the consideration of this response to the currently outstanding Official Action. However, if for any reason a fee is required, a fee paid is inadequate or credit is owed for any excess fee paid, you are hereby authorized and requested to charge and/or credit Deposit Account No. 04-1105, as necessary, for the correct payment of all fees which may be due in connection with the filing and consideration of this communication.

Respectfully submitted,

Date: October 1, 2004

  
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